

Appln. No. 10/677,690
Applicant : Vo-Dinh
Filed : October 02, 2003
TC/A.U. : 1623
Examiner : Unassigned



Confirmation No. 9763

Docket No. : 6321-227

TRANSMITTAL LETTER

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find enclosed the following for filing:

- ☒ Information Disclosure Statement, Forms PTO/SB/08A and B, with references;
- ☒ Please charge any deficiencies or credit any overpayment to Deposit Account No. 50-0951; and
- ☒ Other: (1) Postcard.

This Transmittal Letter is submitted in duplicate.

Respectfully submitted,

Date: 11/13/05

Neil R. Jetter, Registration No. 46,803
AKERMAN SENTERFITT
Customer No. 46592
P. O. Box 3188
West Palm Beach, FL 33402-3188
Telephone: 561-653-5000
Facsimile: 561-659-6313

{WP214906;1}

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

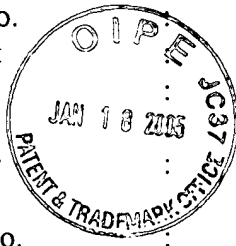
Date: 11/13/05

Neil R. Jetter, Esquire

Reg. No. 46,803

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Applicant Vo-Dinh
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INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Forms PTO/SB/08A and B, with references, and which the Examiner may deem relevant to patentability of the claims of the above-identified application. This Information Disclosure Statement is filed in accordance with the partial waiver of the submission requirement under 37 C.F.R. 1.98(a)(2)(i).

The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date, or (2) before the mailing date of the first Office Action on the merits and, therefore, no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The submission of the listed documents is not intended as an admission that such documents constitute prior art against the claims of the present application. Applicant does not

{WP214906;1}

CERTIFICATE UNDER 37 CFR 1.8(a)

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Date

1/13/05

Neil R. Jetter, Esquire

Reg. No. 46,803

•Information Disclosure Statement

Application No. 10/677,690

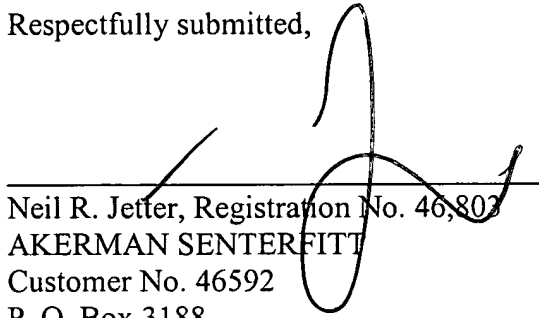
Docket No. 6321-227

waive any right to take any action that would be appropriate to antedate or otherwise remove the listed documents as competent references against the claims of the present application.

Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Forms PTO/SB/08A and B be returned in accordance with MPEP §609.

Respectfully submitted,

Date: 1/13/05



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Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 42497P51E

(Use as many sheets as necessary)

Sheet	1	of	2
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Application Number	10/677,690
Filing Date	October 02, 2003
First Named Inventor	VO-DINH
Art Unit	1623
Examiner Name	Unassigned
Attorney Docket Number	6321-227

[illegible][illegible]Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	10/677,690
		Filing Date	October 02, 2003
		First Named Inventor	VO-DINH
		Art Unit	1623
		Examiner Name	Unassigned
Sheet 2 of 2	Attorney Docket Number	6321-227	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		TYAGI, S., et al., "Molecular Beacons: Probes That Fluoresce Upon Hybridization", Bio/Technology, Vol. 14, Issue 3, (Mar. 1996).	✓
		KNEIPP, K., et al., "Single Molecule Detection Using Surface-Enhanced Raman Scattering", Phys. Rev. Letters 78, p. 1667, (1997).	✓
		NIE, S., et al., "Probing Single Molecules and Single Nanoparticles by Surface-Enhanced Raman Scattering", Science, Vol. 275, No. 5303, pp. 1102-6 (Feb. 21, 1997).	✓
		SCHOFIELD, P., et al., "Molecular Beacons: Trial of a Fluorescence-based Solution Hybridization Technique for Ecological Studies with Ruminant Bacteria", (continued below)	✓
		(cont. from above) Applied and Environmental Microbiology, Vol. 63, No.3, pp. 1143-1147, (Mar. 1997).	
		SERSHEN, S.R., et al., "Temperature-sensitive Polymer-nanoshell Composites for Photothermally Modulated Drug Delivery", J. Biomed. Mat. Res., Vol. 51, No. 3, pp. 293-298, 2000	✓
		DENG, W., et al., "Silver Ions Adsorbed to Self-assembled Monolayers of Alkanedithiols on Gold Surfaces Form Ag-Dithiol-Au Multilayer Structures", (continued below)	✓
		(continued from above) Applied Physics, Vol. 71, pp. 639-642, (2000).	
		BEHLKE, M., "Fluorescence Resonance Energy Transfer", Integrated DNA Technologies, Technical Bulletin, (Dec. 2000).	✓
		DEVOR, E., et al., "Molecular Beacons", Integrated DNA Technologies, Technical Bulletin, (May 2000).	✓

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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